GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

The A.P. Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986) – Order of detention made by the Collector & District Magistrate, East Godavari District, Kakinada in respect of **Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District** - Confirmed – Orders – Issued.

GENERAL ADMINISTRATION (LAW & ORDER) DEPARTMENT

G.O.RT.No. 2649 **Dated: 29-12-2016**

Read the following:-

1. From the Collector & District Magistrate, East Godavari District, Kakinada, Proc.Rc.No.C1/M/947/2016,dated 15.10.2016.
2. G.O.Rt.No. 2182, G.A.(L&O) Dept., dated 24-10.2016.
3. Govt. Letter No.133/L&O/A3/2015-2, dt. 04.11.2016.
4. From the Advisory Board Report Dated: 24.11.2016.

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ORDER:

WHEREAS, the Collector & District Magistrate, East Godavari District, Kakinada has made an order of detention, vide reference first read above under Section 3 (1) & (2) r/w. 2(a) & (b) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986), **Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District,** for repeatedly committing the offences of possession, transport, sale/distribution of I.D. liquor in contravention of Section 7-A r/w 8(e) of A.P. Prohibition (Amendment) Act, 1997 and also bating the commission of the said illegal activities affecting community at large, creating a feeling of insecurity, danger to the life and health of the public of Uppalapadu and its surrounding Villages of East Godavari District and causing hindrance to the public order;

2. AND WHEREAS, the Government have accorded approval of the said detention order under sub-section (3) of Section 3 of the Act, vide Government Orders second read above;

3. AND WHEREAS, Under Section 10 of the Act, Government within three weeks from the date of detention of a person under the order shall place the case before the Advisory Board on Preventive Detentions, constituted under Section 9 of the said Act, comprising of Justice Sri T.L.N. Reddy (Retired), Chairman and two other Members and the Advisory Board shall submit its report to Govt., within seven weeks from the date of detention under Section 11(1) of the said Act. The above said case was placed before the Advisory Board for its consideration and to submit its report to Government, under Section 11 (1) of the said Act, vide reference 3rd read above. The case was reviewed by the Advisory Board on 24.11.2016 and after having heard the detenu besides his Uncle, Sri U. Surya Subramanyam and the Investigating Officers and also upon perusing the grounds of detention and the connected records, has reported that in its opinion, **"**there is sufficient cause for the detention of the detenue, **Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District**";

4. AND WHEREAS, the Government on careful examination of the entire record, observed that the detenue, **Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District,** was involved in as many as in 4 (Four) cases, registered under Section 7-A r/w. Section 8(e) of A.P. Prohibition (Amendment) Act,1997 by the Prohibition & Excise Station, Rajamahendravaram-North. The Government Chemical Examiner, who analyzed the samples of seized contraband has opined that the samples are found to be **"illicitly distilled liquor, unfit for human consumption and injurious to health"**. It is further observed that though the individual was arrested and remanded to judicial custody, he did not mend his activities, and even after his release on bail, he resorted to similar bootlegging offences repeatedly. The detaining authority, having satisfied that consumption of such I.D. liquor is hazardous to public health and prejudicial to maintenance of public order and having felt that the cases booked against the accused under the AP Prohibition Act failed to curb his illegal and dangerous activities, has passed the detention order to prevent him from further indulging in such offences in the interest of public at large by invoking the provisions under Act 1 of 1986. The object of the Act, is to prevent recurrence of the offences, which affect the public health and public order. The Advisory Board, after review of the case, has opined that

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there is sufficient cause for the detention of the detenu. In view of the involvement of individual in series of cases repeatedly at regular intervals for purchase and possession of ID liquor for the purpose of sale, which is illicitly distilled and injuries to health, the detenu deserves for detention for a maximum period as provided under Section 13 of the Act.

5. Now, therefore, after due consideration of the report of the Advisory Board and the material available on record, Government, in exercise of the powers conferred under sub-section (1) of Section 12 read with Section 13 of the said Act, hereby confirm the Order of Detention made by the Collector & District Magistrate, East Godavari District, Kakinada in the reference 1st read above, as approved in the G.O. 2nd read above and direct that the detention of **Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District,** be continued for a period of 12 (Twelve) months from the date of his detention, i.e. 17.10.2016.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
CHIEF SECRETARY TO GOVERNMENT

To

Sri Ganja Nagababu @ Naganna @ Nagu, S/o Chakram, aged 26 years, R/o Uppalapadu Village, Gandepalli Mandal, East Godavari District **through** the Superintendent of Jails, Central Prison, Rajamahendravaram, East Godavari District.

The Superintendent of Jails, Central Prison, Rajamahendravaram, East Godavari District (He should serve the Order on the detenu immediately under proper dated acknowledgment and arrange to read over and explain the contents of the same in the language known to the detenu and report compliance to the Government forthwith)

The Collector & District Magistrate, East Godavari District, Kakinada.
The Superintendent of Police, East Godavari District, Kakinada.
The Commissioner of Prohibition & Excise, Vijayawada.
The Director of Enforcement, Prohibition & Excise, A.P., Vijayawada.
The Prohibition & Excise Superintendent, Kakinada, East Godavari District.
The Commissioner of Prohibition and Excise , A.P. Vijayawada.

Copy to:

The Director General of Police, A.P., Vijayawada.
The Director General of Prisons and Correctional Services, A.P., Hyderabad.
The Addl. Director General of Police (Intelligence), A.P., Vijayawada.
SC/SF.

//FORWARDED :: BY ORDER//

SECTION OFFICER (SC)